

3. The class is certified under Fed R. Civ. P. 23(a) and (b)(2).

4. Plaintiffs Stephen Lingis, Donald Smith and Peter White are designated the representatives of the certified class.

5. Pursuant to Fed. R. Civ. P. 23(c)(1)(B) and (g) Edwin J. Mills of Stull, Stull & Brody and Robert D. Allison of Robert D. Allison & Associates are appointed as Class Counsel.

Dated: 11/1/07


Rebecca R. Palmeyer
United States District Court Judge